

SM Exhibit BQ

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ADRIAN SCHOOLCRAFT,

Plaintiff,

10 Civ. 6005
(RWS)

-against-

THE CITY OF NEW YORK, DEPUTY CHIEF MICHAEL MARINO, Tax Id. 873220, Individually and in his Official Capacity, ASSISTANT CHIEF PATROL BUREAU BROOKLYN NORTH GERALD NELSON, Tax Id. 912370, Individually and in his Official Capacity, DEPUTY INSPECTOR STEVEN MAURIELLO, Tax Id. 895117, Individually and in his Official Capacity, CAPTAIN THEODORE LAUTERBORN, Tax Id. 897840, Individually and in his Official Capacity, LIEUTENANT JOSEPH GOUGH, Tax Id. 919124, Individually and in his Official Capacity, SGT. FREDERICK SAWYER, Shield No. 2576, Individually and in his Official Capacity, SERGEANT KURT DUNCAN, Shield No. 2483, Individually and in his Official Capacity, LIEUTENANT CHRISTOPHER BROSCART, Tax Id. 915354, Individually and in his Official Capacity, LT. TIMOTHY CAUGHEY, Tax Id. No. 885374, Individually and in his Official Capacity, SERGEANT SHANTEL JAMES, Shield No. 3004, Individually and in her Official Capacity, SERGEANT RICHARD WALL, Shield No. 3099, Individually and in his Official Capacity, SERGEANT ROBERT W. O'HARE, Tax Id. 916960, Individually and in his Official Capacity, SERGEANT SONDRA WILSON, Shield No. 5172, Individually and in her Official Capacity, LIEUTENANT THOMAS HANLEY, Tax Id. 879761, Individually and in his Official Capacity, CAPTAIN TIMOTHY TRAINOR, Tax Id. 899922, Individually and in his Official Capacity, and P.O.'s "JOHN DOE" #1-50, Individually and in their Official Capacity (The name John Doe being fictitious, as the true names are presently unknown) (collectively referred to as "City Defendants"), FDNY LIEUTENANT ELISE HANLON, individually and in her official capacity as a lieutenant with the New York City Fire Department, JAMAICA HOSPITAL MEDICAL CENTER, DR. ISAK ISAKOV, Individually and in his Official Capacity, DR. LILIAN ALDANA-BERNIER, Individually and in his Official Capacity and

#1-50, Individually and in their Official Capacity
(The name John Doe being fictitious, as the true
names are presently unknown),

Defendants.

20 Corporate Woods Blvd.
Loundonville, New York 12211
December 11, 2013
10:22 a.m.

EXAMINATION BEFORE TRIAL of LARRY C. SCHOOLCRAFT,
a Non-Party Witness in the above entitled action,
held pursuant to Court Order at the above place
and time, before a Notary Public within and for
the State of New York.

1 LARRY C. SCHOOLCRAFT

2 Q. That would be a different question, but
3 how did it come to be that he told you
4 this? Did he say: "Hey, dad, I am
5 recording people at work"?

6 A. No, I would say it was an evolving
7 thing. It was not just all of a
8 sudden, wham. It was an evolving,
9 ongoing -- things were getting worse.
10 And he started talking to me, which is
11 something that he does not do, so I
12 knew something was wrong.

13 Q. Prior to 2008, you had -- what kind of
14 relationship would you characterize it
15 as with Adrian?

16 A. As far as his work or personal?

17 Q. Personal. What kind of relationship
18 did you guys have?

19 A. Difficult to characterize.

20 Q. Would you say it was strained?

21 A. No.

22 Q. Distant?

23 A. No, just respect each other's
24 existence. He is who he is. I'm who
25 he is. We do not try to tread on each

1 LARRY C. SCHOOLCRAFT

2 other's ground.

3 Q. You may have misspoken.

4 A. I probably did.

5 Q. You said: He is who he is and I am who
6 he is.

7 A. Right. We respect that with each
8 other. He is very different. He is
9 very quiet. I'm much more... And he
10 does not talk about anything. He just
11 does not talk about anything.

12 Q. Back to the issue of him making his
13 recordings, did he ever tell you why he
14 was recording?

15 A. I don't know if he ever directly told
16 me why. I think it was an evolving
17 thing. I would -- if you want my view
18 on that, it was that he was concerned
19 that things were going too far.

20 Q. What do you mean, things were going too
21 far? What types of things?

22 A. Things that were going on now were
23 going over the line. It seems a line
24 had been crossed where now there was
25 no line. That they just kept pushing

1 LARRY C. SCHOOLCRAFT

2 A. No.

3 Q. Did you review any documents in
4 preparation for today's deposition?

5 A. No.

6 Q. Did you review any videos in
7 preparation for today's deposition?

8 A. No.

9 Q. Did you review any audio recordings in
10 preparation for today's deposition?

11 A. No.

12 Q. Other than what you'd already mentioned
13 in terms of letting certain people know
14 that you would be here today, did you
15 discuss the circumstances of this
16 deposition or what you would be asked
17 or what you would be saying with
18 anybody before coming here today?

19 A. No.

20 Q. Have you ever been a plaintiff in a
21 lawsuit before?

22 A. Yes.

23 Q. How many times?

24 A. Twice, I believe.

25 Q. When was the first time you were a

1 LARRY C. SCHOOLCRAFT

2 plaintiff in a lawsuit?

3 A. 1984.

4 Q. What were the circumstances of that
5 lawsuit?

6 A. It was a labor lawsuit.

7 Q. Who was the lawsuit against?

8 A. City of University Park.

9 Q. And what, specifically, was the reason
10 that you filed that lawsuit?

11 A. I was indefinitely suspended.

12 Q. Were you given a reason as to why you
13 were suspended?

14 A. I don't remember what it was.

15 Q. Do you know what the outcome of that
16 lawsuit was?

17 A. It was settled.

18 Q. And do you know when it was settled?

19 A. 1984.

20 Q. And was it for a monetary amount or for
21 some other outcome?

22 A. Monetary.

23 Q. Do you remember how much it settled
24 for?

25 A. No, I don't. It was less than

1 LARRY C. SCHOOLCRAFT

2 \$100,000. I know that.

3 Q. And you said you were also a plaintiff
4 in another lawsuit?

5 A. Correct.

6 Q. Do you remember when that was?

7 A. 1995. City of Fort Worth.

8 Q. And what were the circumstances of that
9 lawsuit?

10 A. Again, labor lawsuit, indefinitely
11 suspended.

12 Q. Were you given a reason, as far as you
13 recall, as to why you were indefinitely
14 suspended?

15 A. I don't recall it now. Just being
16 vocal.

17 Q. And do you know what the outcome of
18 that lawsuit was?

19 A. It was taken to the Supreme Court of
20 Texas, where it was not heard.

21 Q. And so, as far as you understand, that
22 action is no longer pending?

23 A. That's correct.

24 Q. And were you deposed in connection with
25 either of those lawsuits, similar to

1 LARRY C. SCHOOLCRAFT

2 the proceeding that is occurring here
3 today?

4 A. Yes.

5 Q. For one or both?

6 A. University Park and Fort Worth.

7 Q. So for both of them?

8 A. Correct.

9 Q. Have you ever been sued before?

10 A. Not that I recall.

11 Q. Have you ever been deposed in any
12 lawsuit in which you were not a party,
13 either the plaintiff or the defendant?

14 A. Not that I recall.

15 Q. Have you ever been subpoenaed to
16 testify at a lawsuit other than this
17 one?

18 A. I'm sure I have.

19 Q. Do you recall any specific instance in
20 which you have been subpoenaed to
21 testify at a lawsuit other than...

22 A. The divorce. That kind of thing. And
23 as a police officer, subpoenaed to
24 testify, to appear as a witness or --
25 those kind of things.

1 LARRY C. SCHOOLCRAFT

2 Q. Do you recall how many times you may
3 have been subpoenaed?

4 A. No.

5 Q. Aside from today, do you remember the
6 last time you were subpoenaed to
7 testify in a lawsuit?

8 A. No.

9 Q. Have you ever submitted what's known as
10 an affirmation or affidavit or
11 declaration in a federal lawsuit which
12 you were not a party to?

13 A. No.

14 Q. Do you recall ever being involved in a
15 lawsuit concerning your residence at
16 1301 Lovell Street in Arlington, Texas?

17 A. It was a real estate issue over
18 contract, but I didn't know it was
19 actually -- I don't remember a lawsuit.

20 Q. Okay. I could be wrong about that, but
21 was there some sort of litigation
22 involved?

23 A. Right. We were buying the property and
24 it ended up in a legal mess.

25 Q. Do you remember what the outcome of the

1 LARRY C. SCHOOLCRAFT

2 situation was?

3 A. The owners of the property ended up in
4 some type of huge litigation and so the
5 property became unavailable and so we
6 did not buy it.

7 Q. Is it safe to say you were not being
8 sued in connection with that residence;
9 correct?

10 A. To the best of my knowledge, no.

11 Q. Did you also file a lawsuit some time
12 in 2008 against the Montgomery County,
13 New York Sheriff's office?

14 A. That's correct.

15 Q. What were the circumstances of that
16 lawsuit?

17 A. They abandoned me on my front porch in
18 the middle of wintertime and I ended up
19 almost dying.

20 Q. Did you have to give testimony in
21 connection with that lawsuit?

22 A. Yes.

23 Q. Were you deposed in connection with
24 that lawsuit?

25 A. Yes.

1 LARRY C. SCHOOLCRAFT

2 Q. Did you testify at a trial in
3 connection with that lawsuit?

4 A. No. I believe -- again, it could have
5 been a 50-H hearing.

6 Q. Okay. Do you know what the outcome of
7 that lawsuit was?

8 A. I had it dismissed.

9 Q. It was dismissed? Did you receive any
10 monetary compensation as a result?

11 A. No. I refused to participate.

12 Q. Why did you refuse?

13 A. Because the thing was a mockery.

14 Q. Why?

15 A. I could not be made whole, they could
16 not give me back my health, so what was
17 the point?

18 Q. You were physically injured as a
19 result?

20 A. Correct.

21 Q. What types of injuries did you sustain?

22 A. I developed rhabdomyolysis. It is
23 pronounced different ways by different
24 people.

25 Q. It is a sort of an atrophy of the

1 LARRY C. SCHOOLCRAFT

2 muscles; is that correct?

3 A. It is a complicated thing. I can't
4 really explain.

5 Q. Are you still currently suffering from
6 anything connected with that incident?

7 A. Yes.

8 Q. What is that you are suffering from?

9 A. I have neuropathy and lymphedema.

10 Q. Is your full name Larry Charles
11 Schoolcraft?

12 A. Yes.

13 Q. Is Larry short for Lawrence or is your
14 given name Larry?

15 A. Larry.

16 Q. Have you ever gone by any other name
17 other than Larry Charles Schoolcraft?

18 A. No.

19 Q. What is your date of birth?

20 A. 9-20-55.

21 Q. Where were you born?

22 A. Albany, New York.

23 Q. Have you ever been married?

24 A. Yes.

25 Q. How many times?